

REGULAR MEETING JULY 25, 2000

THIS IS TO CERTIFY THAT:

The San Bruno City Council met in Regular Session in Council Chambers, City Hall, Tuesday, July 25, 2000, 7:00 pm. Present were Mayor Franzella, presiding; Councilmembers Ibarra, O'Connell, Pallas, Ruane; City Clerk Rasmussen, recording; City Manager Hedley, City Attorney Lowell.

ABSENT: None

Pledge of Allegiance was led by new Risa Sandler, new Management Analyst.

Mayor Franzella acknowledged tonight's beautiful floral display from **San Bruno Garden Club**.

PROCLAMATIONS were presented to **Crystal Herriott** and **Jake Lorenzo** for live-saving actions.

REVIEW OF AGENDA

IT WAS AGREED to defer **Sweeney Ridge Communications Facility Site** item to August 8.

APPROVAL OF MINUTES: Regular meeting July 11, 2000

CONSENT CALENDAR

- a. Approved: Payroll of July 17, 2000
- b. Approved: Accounts Payable of July 17, 2000
- c. Filed: City Treasurer's June 30, 2000 Bank Reconciliation/Investment Report
- d. Filed: Resignations of **Emergency Preparedness Committee** members, Philip Manriquez and Lionel Guterres (*vacancies noticed on CATV*)
- e. Removed (Pallas): **Resolution** Establishing Appropriations Limit of \$19,089,265 for FY 2000-01 (**Gann Initiative**); documentation used to determine limit available for public review in City Clerk's Office (adoption recommended by Finance Director)

END OF CONSENT CALENDAR

M/S Ruane, O'Connell to approve Consent Calendar, excluding Item e; passed unanimously.

Item e: Director advised City is currently \$3 million under limit established by State law.

M/S Pallas, Ruane to adopt **Resolution 2000-43**; passed unanimously.

PUBLIC HEARINGS: NOTICES HAVE BEEN PUBLISHED, POSTED, MAILED

a. **Master Fee Schedule** (*continued from July 11*): **Chief of Police Violet** recommended **Resolution** Amending Master Fee Schedule Re **Gambling Club Annual Table Count** Confirmation; reflects City cost (\$7.50/table) of conducting count consistent with Municipal Code and State law.

Public hearing was opened. Since no persons from audience wished to speak, M/S Ibarra, O'Connell to close hearing; passed unanimously.

Resolution 2000-44 was introduced by Councilmember Pallas and unanimously adopted by roll call vote.

b. **160 El Camino Real** - Appeal of Planning Commission denial of Use Permit, Architectural Review Permit and Parking Exception to construct gas station with convenience store adjacent to existing carpet store in General Commercial Zone (Appellant Naifeh Azar).

Mayor Franzella recused himself and departed seat. Vice Mayor O'Connell assumed Chair.

Staff recommended following alternatives:

- (1) **Deny appeal** and uphold Planning Commission decision;
- (2) Approve Appellant's request (*included*) to **deny appeal without prejudice** thereby allowing Appellant to resubmit application to Planning Commission prior to one year; or
- (3) Any other action deemed appropriate.

Public hearing was opened.

Rose Urbach, Euclid Avenue, urged uphold Planning Commission denial, indicating we don't need to create more hazards.

Mike Buyaki, San Luis Avenue, opposed project on basis that it is too large for size of site.

Since no other persons from audience wished to speak, M/S Ibarra, Ruane to close hearing; passed unanimously.

Following action was taken: M/S Ibarra, Pallas to **deny appeal without prejudice**; passed unanimously (Franzella, absent).

Mayor Franzella returned to his seat.

c. **San Bruno-BART Police Facility Financing - City Attorney Lowell/Finance Director O'Leary recommended Resolutions**

(1) Authorizing Execution, Sale and Delivery of Not to Exceed \$9,600,000 **Certificates of Participation**, Authorizing and Directing Execution of Related Lease Financing Documents and Trust Agreement, Approving Official Statement, Making Election in Accordance with Section 37351.5 of California Government Code and Authorizing Official Actions; and

(2) Authorizing and Approving **Financial Participation by Redevelopment Agency** in Construction of New Police Facility, and Making Certain Benefit and Other Findings re Redevelopment Project.

Public hearing was opened. Since no persons from audience wished to speak, M/S Ruane, O'Connell to close hearing; passed unanimously.

Resolutions 2000-45/46 were introduced by Councilmember Ruane and adopted by majority roll call vote (Pallas, no). Councilmember Pallas objected since land is not City owned.

Mayor Franzella announced following adjournment of tonight's meeting Council will convene as San Bruno Redevelopment Agency and thereafter as Public Financing Authority to adopt related Resolutions.

UNFINISHED BUSINESS - Oral Updates

a. **BART**

Mayor Franzella noted his July 24 letter to James Van Epps/BART confirming City's desire to name station *San Bruno/Tanforan Park BART Station*.

Public Works Director Munns summarized progress of Huntington Avenue construction.

b. **Council Goals/Objectives: City Manager Hedley** noted September 14 Strategic Planning Session will include development of City slogan and vision statement.

CALL FOR BIDS, PRESENTATION OF BIDS, AWARD OF CONTRACTS

a. **Interim Parks & Recreation Director Smith** recommended award purchase order to **Dale Green Associates** for \$60,256.76 for **Commodore Park** Miracle play equipment and safety surfacing; \$50,000 funded by The Gap, completion expected by November.

M/S Ruane, O'Connell to concur in recommendation; passed unanimously.

b. **Public Works Director Munns** recommended (i) award contract to low bidder **C F Archibald Paving** for \$670,587.60 for **2000 Street Resurfacing Project**, and (ii) appropriate \$78,000 of Gas Tax from FY 2000-01 Gas Tax revenue.

Upon inquiry by **Rose Urbach**, Euclid Avenue, Director advised Euclid Avenue will not be repaved until completion of BART related projects. Mrs. Urbach noted problem with stormwater on north side of street.

Upon inquiry by **Carolyn Livengood**, Sheryl Drive, Director advised her street is included and work will begin third week of August.

M/S Ruane, Ibarra to concur in recommendation; passed unanimously.

COMMUNICATIONS: None

STAFF REPORTS

a. **City Manager Hedley** recommended following **Personnel Modifications & Organizational Changes** and emphasized each recommendation is separate and independent.

(1) **Upgrade Salary Range for Deputy Public Works Director-Maintenance/Operations**

Approve **Resolution 2000-47** Establishing Salary Range for Position(9 steps, \$6502/7978, \$6827/8377 if PE Registration), and amend Budget accordingly (about \$10,000 annual increase).

Introduced by Councilmember Ruane and unanimously adopted by roll call vote.

(2) **Replace Recreation Services Coordinator (vacant) with Recreation Services Supervisor**, and amend Budget accordingly (about \$15,000 annual increase) (supported by Parks & Recreation Commission).

M/S Ibarra, O'Connell to concur in recommendation; passed unanimously.

(3) **Transfer Parks Maintenance Division to Public Works Department**

Vice Chair Williams/Parks & Recreation Commission outlined concerns and advised no consensus.

–Re-title Parks & Recreation Department to **Recreation Services Department**.

M/S Ruane, O'Connell to concur in recommendation; passed by majority vote (Pallas, no).

–**Resolution 2000-48** of Intention to Amend **Classification Plan** of Personnel Rules &

Regulations as Adopted by Resolution 1958-148, as Amended, **Recreation Services Director**; sets public hearing August 8 to consider new classification to replace Parks & Recreation Director.

Introduced by Councilmember Ruane and adopted by majority roll call vote (Pallas, no).

(4) **Create New Buildings & Facilities Maintenance Manager Position Under Public Works Department**; fund through user departments and Capital Improvement Projects

M/S O'Connell, Ruane to concur in recommendation; passed by majority vote (Pallas, no). (*Resolution of Intention amending Classification Plan to be presented at later meeting.*)

b. **Public Works Director Munns** recommended **Resolution 2000-49** Authorizing City Manager to Sign Program Supplement No. M002 Local Agency-State Agreement No. 04-5226 for Funding **Sneath Lane Signal Interconnection Project**; makes available \$619,710 in Federal and \$80,000 in State funds.

Introduced by Councilmember Ibarra and adopted by majority roll call vote (Pallas, no).

REPORT OF CITY ATTORNEY - RESOLUTIONS & ORDINANCES: None

PUBLIC COMMENT ON ITEMS NOT ON AGENDA

Mike Kaiser/Parent Boosters 72, 5th Avenue, 35-year operator of Fireworks booth, supported *Zero Tolerance Plan* for illegal fireworks.

John Barrilier, No San Anselmo Avenue, inquired about Layne Place, including loss as public thoroughfare and permits/inspections for construction of Artichoke Joe's parking lot. City Manager Hedley advised (1) Artichoke Joe's is operating under conditional encroachment permit, (2) no building has encroached upon City-owned portion (about 1500sf), and (3) Council consideration is expected in about 60 days.

Rose Urbach, Euclid Avenue, inquired about fund for Airport Noise Insulation Program, criticized Street Sweeping Program, commended Wendy's for flag removal, and urged Crestmoor-Bayhill bus service and San Bruno Avenue/Shelter Creek Lane signal.

Carolyn Livengood, Sheryl Drive, questioned allegations that City's sale of safe and sane fireworks results in fires in other cities.

Recessed 8:58 pm. Reconvened 9:05 pm.

REPORT OF COMMISSIONS, BOARDS & COMMITTEES

a. **Traffic Safety Committee** recommended **Resolution 2000-50** Authorizing Posting of Certain No Parking Signs and **Red Curb** Markings.

–West curb **El Camino Real** between Sneath Lane and northern City limit

–Southwest side **Cypress Avenue** at Crystal Springs Avenue

–Northwest side **El Camino Real** at Santa Lucia Avenue

Introduced by Vice Mayor O'Connell and unanimously adopted by roll call vote.

b. **Gambling Club Ad Hoc Committee** (Franzella/ Ibarra) recommended (presented by City Attorney)

(1) Approve **Artichoke Joe's** request to decrease number of active tables from 51 to 38 through April 2002, or commencement of BART service, then return to 51 tables, unless otherwise authorized by Council; decreases revenues to Capital Improvement Program of about \$91,000 for FY1999-2000 and \$300,000 for FY 2000-01.

(2) Remove Condition No. 4 from July 8, 1996 Council Minute Order requiring tax payment for 60 tables upon completion of BART construction, and affirm all remaining conditions in Minute Order and commitments outlined in June 6, 1996 letter submitted by Artichoke Joe's legal counsel.

(3) Allow tax on 38 tables commencing with April 1, 2000 payment.

M/S Ruane, Ibarra to concur in recommendation; passed unanimously.

c. **Beautification Task Force** (O'Connell) (*oral update*): August 15 deadline for 4th annual *Beautification Awards* (also honoring store windows this year), applications available at City Clerk's Office and Library; next meeting September 13

NEW BUSINESS: None

CLOSED SESSION

Assistant City Manager Rogers requested Closed Session pursuant to Government Code Section

54957.6 to discuss labor negotiations, Local 856/**Firefighters** and **Police**.

Recessed 9:18 pm to Closed Session; City Clerk was excused. Reconvened 9:36 pm.

City Attorney noted Council provided direction to labor negotiators for both groups, and advised need to take action in public session re City Manager Hedley’s recommendation, as follows:

Direct City Manager to implement new Shift Paramedic Coordinator Assignment Duty Program in **Fire** Department utilizing three assignments available with additional incentive pay of 4% of employee base pay effective August 1, 2000.

M/S O’Connell, Ruane to concur in recommendation; passed unanimously.

ADJOURNMENT

There being no further business to transact, meeting was adjourned at 9:39 pm.

Respectfully submitted,

Foregoing minutes approved by
San Bruno City Council at regular
meeting held August 8, 2000

Terri Rasmussen, City Clerk

Larry Franzella, Mayor